

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

**THOMAS F. WORTHY, JAMES D.
ADAMS, AND WILLCOX-LUMPKIN CO.,
INC., individually and on behalf of those
similarly situation,**

Plaintiffs,

v.

**THE CITY OF PHENIX CITY, ALABAMA,
and REDFLEX TRAFFIC SYSTEMS, INC.,**

Defendants.

**CIVIL ACTION NO.
3:17-CV-73**

**DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' CLASS ACTION COMPLAINT
FOR LACK OF STANDING AND FAILURE TO STATE A CLAIM**

Defendants The City of Phenix City, Alabama, and Redflex Traffic Systems, Inc., by and through undersigned counsel, hereby move this Court, pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, to dismiss with prejudice Plaintiffs' claims on the grounds that Plaintiffs lack standing and fail to state a claim upon which relief may be granted. Defendants submit the accompanying brief in support of their motion.

Respectfully submitted by,

/s/ H. Thomas Wells, Jr.

H. Thomas Wells, Jr.

Stewart Alvis

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing document on all counsel of record through the Court's electronic filing system or by United States Mail on this the 2nd day of March, 2017.

/s/ H. Thomas Wells, Jr.
OF COUNSEL